



Sen. John M. Sullivan

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1 AMENDMENT TO SENATE BILL 770

2 AMENDMENT NO. _____. Amend Senate Bill 770 by replacing
3 everything after the enacting clause with the following:

4 "ARTICLE 5. CONVEYANCE TO CITY OF MONMOUTH

5 Section 5-5. The Adjutant General, on behalf of the State
6 of Illinois and the Department of Military Affairs, is
7 authorized to convey by Quitclaim Deed all right, title, and
8 interest of the State of Illinois and the Department of
9 Military Affairs in and to the real estate described in Section
10 5-10 to the City of Monmouth, subject to the conditions and
11 restrictions described in Section 5-15.

12 Section 5-10. The Adjutant General is authorized to convey
13 the following described real property:

14 Parcel 1: All of Lot Three (3) in Block Twenty-Six (26) of

1 the Old Town Plat of the City of Monmouth, Illinois.

2 Parcel 2: Thirty-eight and sixty-three hundredths (38.63)
3 feet off the West end of Lot Four (4) in Block Twenty-Six (26)
4 of the Old Town Plat of the City of Monmouth, Illinois.

5 Parcel 3: A part of Lot Two (2) of Lot Five (5) in Block
6 Twenty-Six (26) of the Old Town Plat of the City of Monmouth,
7 Illinois, described as follows:

8 Commencing at the Northwest corner of Lot Two (2) of the
9 subdivision of Lot Five (5) of Block Twenty-Six (26) of the Old
10 Town Plat of the City of Monmouth, running thence east along
11 the north line of said Lot Two (2) to the Northeast corner of
12 said Lot Two (2), about two hundred three and twenty-eight
13 hundredths (203.28) feet, thence south to the south line of
14 said Lot Two (2), thence west seventy-one and twenty-eight
15 hundredths (71.28) feet, thence north sixty (60) feet, thence
16 west to the west line of said Lot Two (2), thence north to the
17 place of beginning, as shown by Plat of said subdivision
18 recorded in Vol. 27 on page 58 of Deed records of Warren
19 County, Illinois.

20 Parcel 4: The East half of the East half of Lot One (1) in
21 Block Twenty-Six (26) of the Old Town Plat of the City of
22 Monmouth, Illinois; subject to and including an easement, the

1 terms of which are recorded in Book 91, page 497 of the records
2 in the Recorder's Office of Warren County, Illinois, and
3 subject to any rights to maintain sewers under said premises.

4 Parcel 5: The West half of the East half of Lot One (1) in
5 Block Twenty-Six (26) of the Old Town Plat of the City of
6 Monmouth, Illinois; with perpetual right of ingress and egress
7 for a driveway, as shown by deed dated February 23, 1898 and
8 recorded in Volume 91, page 497, of the Deed Records of Warren
9 County, Illinois.

10 Parcel 6: Lot Four (4) in Block Twenty-Six (26) of the Old
11 Town Plat of the City of Monmouth, Illinois, except
12 thirty-eight and sixty-three hundredths (38.63) feet off of the
13 West end of said Lot 4, and except fifteen (15) feet off of the
14 North side of said Lot 4, situated in the City of Monmouth,
15 Warren County, Illinois.

16 Section 5-15. The Adjutant General shall not convey the
17 above real property to the City of Monmouth until the Adjutant
18 General determines that the property is no longer required for
19 military purposes. In this regard, construction of the new
20 Readiness Center in Galesburg must be completed, and all
21 military units with associated equipment must have been
22 transferred from the armory property described in Section 5-10
23 to the new Readiness Center in Galesburg. Conveyance of the

1 above real property will be in an "as is" condition, subject to
2 an Historic Preservation Covenant on the armory buildings as
3 approved by the Illinois Historic Preservation Agency, and the
4 City of Monmouth will pay all required costs and expenses of
5 the conveyance, as determined by the Adjutant General.

6 Section 5-20. The Adjutant General shall obtain a certified
7 copy of this Act from the Secretary of State within 60 days
8 after its effective date and, upon conveyance of the real
9 estate described in Section 5-10 being made, shall cause the
10 certified copy of this Act to be recorded in the office of the
11 recorder of Warren County, Illinois.

12 ARTICLE 10. CONVEYANCE TO CITY OF GALESBURG

13 Section 10-5. The Adjutant General, on behalf of the State
14 of Illinois and the Department of Military Affairs, is
15 authorized to convey by Quitclaim Deed all right, title, and
16 interest of the State of Illinois and the Department of
17 Military Affairs in and to the real estate described in Section
18 10-10 to the City of Galesburg, subject to the conditions and
19 restrictions described in Section 10-15.

20 Section 10-10. The Adjutant General is authorized to convey
21 the following described real property:

1 Parcel 1:

2 Thirty-two (32) feet off of the entire North side of Sublot
3 Eight (8), in a subdivision of original Lots Seven (7) and
4 Eight (8) of Block Eleven (11), in the City of Galesburg, as
5 shown by a plat recorded on page 36 in volume 78 of Knox County
6 Deed Records; and otherwise described as the North 32 feet of
7 the West one-half of original Lot 7 of Block 11, in the City of
8 Galesburg.

9 Parcel 2:

10 Thirty-two (32) feet off of the entire North side of Sublot
11 Seven (7) in a subdivision of original Lots Seven (7) and Eight
12 (8) of Block Eleven (11), in the City of Galesburg, as shown by
13 a plat recorded on page 36 in volume 78 of Knox County Deed
14 Records; and otherwise described as the North 32 feet of the
15 East one-half of original Lot 7 of Block 11, in the City of
16 Galesburg.

17 Parcel 3:

18 Sublots Fifteen (15) and Sixteen (16) in the subdivision of the
19 South six (6) feet of Lot Three (3), and all of Lots Four (4),
20 Five (5) and Six (6) in original Block Eleven (11) in the City
21 of Galesburg, as shown by Commissioners Plat in volume 28
22 Chancery Records, page 410, Knox County Records.

1 Section 10-15. The Adjutant General shall not convey the
2 above real property to the City of Galesburg until the Adjutant
3 General determines that the property is no longer required for
4 military purposes. In this regard, construction of the new
5 Readiness Center in Galesburg must be completed, and all
6 military units with associated equipment must have been
7 transferred from the armory property described in Section 10-10
8 to the new Readiness Center in Galesburg. Conveyance of the
9 above real property will be in an "as is" condition, and the
10 City of Galesburg will pay all required costs and expenses of
11 the conveyance, as determined by the Adjutant General.

12 Section 10-20. The Adjutant General shall obtain a
13 certified copy of this Act from the Secretary of State within
14 60 days after its effective date and, upon conveyance of the
15 real estate described in Section 10-10 being made, shall cause
16 the certified copy of this Act to be recorded in the office of
17 the recorder of Knox County, Illinois.

18 ARTICLE 15. MUNICIPAL CODE; ANNEXATION AGREEMENTS

19 Section 15-5. If and only if House Bill 3597 of the 95th
20 General Assembly becomes law, then the Illinois Municipal Code
21 is amended by changing Section 11-15.1-2.1 as follows:

1 (65 ILCS 5/11-15.1-2.1) (from Ch. 24, par. 11-15.1-2.1)

2 Sec. 11-15.1-2.1. Annexation agreement; municipal
3 jurisdiction.

4 (a) Except as provided in subsections (b) and (c), property
5 that is the subject of an annexation agreement adopted under
6 this Division is subject to the ordinances, control, and
7 jurisdiction of the annexing municipality in all respects the
8 same as property that lies within the annexing municipality's
9 corporate limits.

10 (b) This Section shall not apply in (i) a county with a
11 population of more than 3,000,000, (ii) a county that borders a
12 county with a population of more than 3,000,000 or (iii) a
13 county with a population of more than 246,000 according to the
14 1990 federal census and bordered by the Mississippi River,
15 unless the parties to the annexation agreement have, at the
16 time the agreement is signed, ownership or control of all
17 property that would make the property that is the subject of
18 the agreement contiguous to the annexing municipality, in which
19 case the property that is the subject of the annexation
20 agreement is subject to the ordinances, control, and
21 jurisdiction of the municipality in all respects the same as
22 property owned by the municipality that lies within its
23 corporate limits. Item (iii) of this subsection (b) does not
24 apply to property that is the subject of an annexation
25 agreement entered into under this Division within one year
26 after the effective date of this amendatory Act of the 95th

1 General Assembly with a coterminous home rule municipality that
2 borders the Mississippi River as of June 1, 2007 in a county
3 with a population in excess of 258,000 (according to the 2000
4 federal census) if that agreement pertains to a contiguous
5 parcel with a total size not in excess of 120 acres.

6 (c) In the case of property that is located in Boone,
7 DeKalb, Grundy, Kankakee, Kendall, LaSalle, Ogle, or Winnebago
8 County, if the property that is the subject of an annexation
9 agreement is located within 1.5 miles of the corporate
10 boundaries of the municipality, that property is subject to the
11 ordinances, control, and jurisdiction of the annexing
12 municipality. If the property is located more than 1.5 miles
13 from the corporate boundaries of the annexing municipality,
14 that property is subject to the ordinances, control, and
15 jurisdiction of the annexing municipality unless the county
16 board retains jurisdiction by the affirmative vote of
17 two-thirds of its members.

18 (d) If the county board retains jurisdiction under
19 subsection (c) of this Section, the annexing municipality may
20 file a request for jurisdiction with the county board on a case
21 by case basis. If the county board agrees by the affirmative
22 vote of a majority of its members, then the property covered by
23 the annexation agreement shall be subject to the ordinances,
24 control, and jurisdiction of the annexing municipality.

25 (Source: P.A. 87-1137; 095HB3597enr.)

1 ARTICLE 99. EFFECTIVE DATE

2 Section 99-99. Effective date. This Act takes effect upon
3 becoming law.".